

DAILY DIGEST Vol. 13, No. 126

July 8, 1994

---

NEWS RELEASES

---

## FCC CALENDAR OF EVENTS

FCC FILINGS [Internet file name: nrmc4007.txt]

---

PUBLIC NOTICES

---

FCC ANNOUNCES PROCEDURES GOVERNING  
STATE PETITIONS FOR AUTHORITY TO REGULATE  
COMMERCIAL MOBILE RADIO SERVICE RATES –  
Contact: Gina Harrison at (202) 632-7125 (DA 94-764)

## PAYING REGULATORY FEES

NOTICE OF PROHIBITED PRESENTATION RECEIVED  
DURING SUNSHINE PERIOD – PERSONAL  
COMMUNICATIONS SERVICE

NOTICE OF PROHIBITED PRESENTATIONS  
RECEIVED DURING SUNSHINE PERIOD –  
COMPETITIVE BIDDING

DOMESTIC FACILITIES DIVISION ACTION TAKEN  
ON APPLICATION OF THE MULTIPONT  
DISTRIBUTION SERVICE – Contact: Susan Magnotti at  
(202) 634-1706

ADVISORY COMMITTEE ON ADVANCED  
TELEVISION SERVICE SCHEDULE OF MEETINGS

Report No. 15847 – BROADCAST APPLICATIONS

Report No. 21922 – BROADCAST ACTIONS

Report No. CL-94-82 – COMMON CARRIER PUBLIC  
CELLULAR RADIO SERVICE INFORMATION  
CELLULAR TRANSFER/ASSIGNMENT APPLICATIONS  
ACCEPTED FOR FILING

Report No. CL-94-83 – COMMON CARRIER PUBLIC  
CELLULAR RADIO SERVICE INFORMATION

Report No. I-7000 – INTERNATIONAL AND SATELLITE  
APPLICATIONS ACCEPTED FOR FILING

Report No. 1751 – PRIVATE RADIO BUREAU ACTIONS  
JUNE 27 THROUGH JULY 1

---

TEXTS

---

SOCIETY HILL AND MONTGOMERY, AL. Granted  
Lowndes County Public Schools a construction permit and

license for ITFS Channels C1-C4 at Montgomery, AL; denied the competing application of Coffee County Board of Education for ITFS Channels at Society Hill, AL. (By MO&O [FCC 94-166] adopted June 13 by the Commission)

ODESSA AND LOS YBANEZ, TX. Proposed substituting Channel 3001 for Channel 299C2 at Odessa, and modifying the permit of KADM-FM accordingly; proposed substituting Channel 253C2 for Channel 300C2 at Los Ybanez, and modifying the license of KYMI-FM accordingly; ordered Israel Ybanez to show cause why the license of KYMI-FM should not be modified. Comments are due August 31, replies September 18. (MM Docket No. 94-72 by NPRM and Order to Show Cause [DA 94-709] adopted June 23 by the Acting Chief, Allocations Branch, Mass Media Bureau)

TYLER, TX. Proposed substituting Channel 221C3 for Channel 221A at Tyler and modifying the license of KDOK-FM accordingly; ordered Freestone Broadcasting Company, Inc., licensee of KEMM-FM, Fairfield, TX, to show cause why its license should not be modified by substituting Channel 256A for Channel 221A at Fairfield, and modifying the license of KEMM-FM accordingly; and substituting Channel 277A for Channel 221A at Commerce, TX, and modifying the license of KEEM-FM to reflect the channel change. Comments are due August 31, replies September 18. (MM Docket No. 94-66 by NPRM and Order to Show Cause [DA 94-697] adopted June 23 by the Acting Chief, Allocations Branch)

BELL ATLANTIC TELEPHONE COMPANIES. Denied AT&T's petition to suspend and investigate Bell Atlantic's Tariff FCC No. 1, Transmittal No. 654, which proposed to make permanent the Primary Interexchange Carrier (PIC) Switchback Option Service that it currently offers under a trial program. (By MO&O [DA 94-763] adopted July 6 by the Chief, Tariff Division, Common Carrier Bureau)

CABLE & WIRELESS, INC., ET AL, V. AMERITECH TELEPHONE OPERATING COMPANIES. Granted motion for partial dismissal and dismissed with prejudice Cable & Wireless's, et al., complaint against Ameritech seeking damages resulting from alleged violations of the Commission's rate of return prescription for the period January 1, 1989 through December 31, 1990. (By Order [DA 94-740] adopted June 28 by the Chief, Formal Complaints & Investigations Branch, Common Carrier Bureau)

INSTRON CORPORATION V. AMERICAN TELEPHONE AND TELEGRAPH COMPANY (AT&T) AND PACIFIC BELL. Granted motion and dismissed with prejudice Instron's complaint against AT&T and Pacific Bell alleging violations of the Sections 201, 202, and 320 of the Communications Act. (By Order [DA 94-741] adopted June 30 by the Chief, Formal Complaints and Investigations Branch)

TEL-SAVE, INC. V. AT&T. Granted motion and dismissed with prejudice Tel-Save's complaint against AT&T alleging violations with respect to various tariff offerings. (By Order [DA 94-738] adopted June 30 by the Chief, Formal Complaints and Investigations Branch)

TOTAL-TEL USA COMMUNICATIONS, INC. V. NEW

**YORK TELEPHONE COMPANY (NYT).** Granted motion and dismissed with prejudice Total-Tel USA's alleging that NYT violated the Communications Act by earning in excess of the rate of return for interstate access services prescribed by the Commission for the period January 1, 1989 through December 31, 1990. (By Order [DA 94-744] adopted June 30 by the Chief, Formal Complaints and Investigations Branch)

**VACATION NETWORK, INC. (VNI). V. SPRINT COMMUNICATIONS COMPANY, LIMITED PARTNERSHIP.** Granted motion and dismissed with prejudice VNI's complaint against Sprint alleging that Sprint violated the Communications Act by attempting to collect charges for unauthorized interstate and international calls that were either originated or accepted at one of VNI's payphone locations. (By Order [DA 94-745] adopted June 30 by the Chief, Formal Complaints and Investigations)

**DAN COMM PAGING.** Denied review and affirmed the Common Carrier Bureau's dismissal of Dan Comm's application for facilities in the Public Land Mobile Service at Middletown, OH. (By MO&O [FCC 94-160] adopted June 13 by the Commission)

\*\*\*\*\*

**ADDENDA:** The following items released July 7 were not listed on Digest 125:

---

#### NEWS RELEASE

---

FCC RECEIVES 67 BIDDER APPLICATIONS FOR NATIONWIDE NARROWBAND PCS AUCTION - Press contact: Audrey Spivack or Susan Lewis Sallet at (202) 418-0500.

---

#### SUNSHINE AGENDA

---

FCC TO HOLD OPEN COMMISSION MEETING THURSDAY, JULY 14, 1994, 9:30 A.M., ROOM 856, 1919 M STREET, NW, WASHINGTON, D.C.

---

#### PUBLIC NOTICE

---

PRIVATE RADIO BUREAU APPLICATION FILING INFORMATION -- ANNOUNCING THE STATUS OF

APPLICATIONS RECEIVED FOR THE  
APPROXIMATELY 600 INTERACTIVE VIDEO DATA  
SERVIE (IVDS) LICENSES TO BE AUCTIONED  
BEGINING JULY 28, 1994 AT THE OMNI SHOREHAM  
HOTEL, WASHINGTON, DC. - For further information  
contact Tradewinds International at (202) 637-3221.